



*Commonwealth of Virginia*

**VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY**

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Secretary of Natural Resources

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Director  
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Jeffrey Hurst  
Regional Director

**STATE WATER CONTROL BOARD  
ENFORCEMENT ACTION - ORDER BY CONSENT  
ISSUED TO  
TOWN OF RURAL RETREAT  
FOR  
RURAL RETREAT WASTEWATER TREATMENT PLANT  
VPDES Permit No. VA0021326**

**SECTION A: Purpose**

This is a Consent Order issued under the authority of Va. Code § 62.1-44.15, between the State Water Control Board and the Town of Rural Retreat, regarding the Rural Retreat Wastewater Treatment Plant, for the purpose of resolving certain violations of the State Water Control Law and the applicable permit and regulation.

**SECTION B: Definitions**

Unless the context clearly indicates otherwise, the following words and terms have the meaning assigned to them below:

1. "305(b) report" means the report required by Section 305(b) of the Clean Water Act (33 United States Code § 1315(b)), and Va. Code § 62.1-44.19:5 for providing Congress and the public an accurate and comprehensive assessment of the quality of State surface waters.
2. "Board" means the State Water Control Board, a permanent citizens' board of the Commonwealth of Virginia, as described in Va. Code §§ 10.1-1184 and 62.1-44.7.

3. "Department" or "DEQ" means the Department of Environmental Quality, an agency of the Commonwealth of Virginia, as described in Va. Code § 10.1-1183.
4. "Director" means the Director of the Department of Environmental Quality, as described in Va. Code § 10.1-1185.
5. "Discharge" means discharge of a pollutant. 9 VAC 25-31-10
6. "Discharge of a pollutant" when used with reference to the requirements of the VPDES permit program means:
  - (a) Any addition of any pollutant or combination of pollutants to surface waters from any point source; or
  - (b) Any addition of any pollutant or combination of pollutants to the waters of the contiguous zone or the ocean from any point source other than a vessel or other floating craft which is being used as a means of transportation.
7. "DMR" means Discharge Monitoring Report.
8. "Effluent" means wastewater – treated or untreated – that flows out of a treatment plant, sewer, or industrial outfall.
9. "Facility", "Plant" or "WWTP" means the Rural Retreat Wastewater Treatment Plant located at 403 Four Seasons Road, Rural Retreat, Virginia, which treats and discharges treated sewage and other municipal wastes for the residents and businesses of the Town of Rural Retreat.
10. "Notice of Violation" or "NOV" means a type of Notice of Alleged Violation under Va. Code § 62.1-44.15.
11. "Order" means this document, also known as a "Consent Order" or "Order by Consent," a type of Special Order under the State Water Control Law.
12. "Permit" means VPDES Permit No. VA0021326, which was reissued under the State Water Control Law and the Regulation to the Town of Rural Retreat on December 1, 2018 and which expires on November 30, 2023.
13. "Pollutant" means dredged spoil, solid waste, incinerator residue, filter backwash, sewage, garbage, sewage sludge, munitions, chemical wastes, biological materials, radioactive materials (except those regulated under the Atomic Energy Act of 1954, as amended (42 USC § 2011 *et seq.*)), heat, wrecked or discarded equipment, rock, sand, cellar dirt and industrial, municipal, and agricultural waste discharged into water... 9 VAC 25-31-10.

14. "Pollution" means such alteration of the physical, chemical, or biological properties of any state waters as will or is likely to create a nuisance or render such waters (a) harmful or detrimental or injurious to the public health, safety, or welfare or to the health of animals, fish, or aquatic life; (b) unsuitable with reasonable treatment for use as present or possible future sources of public water supply; or (c) unsuitable for recreational, commercial, industrial, agricultural, or other reasonable uses, provided that (i) an alteration of the physical, chemical, or biological property of state waters or a discharge or deposit of sewage, industrial wastes or other wastes to state waters by any owner which by itself is not sufficient to cause pollution but which, in combination with such alteration of or discharge or deposit to state waters by other owners, is sufficient to cause pollution; (ii) the discharge of untreated sewage by any owner into state waters; and (iii) contributing to the contravention of standards of water quality duly established by the Board, are "pollution." Va. Code § 62.1-44.3.
15. "Regulation" means the VPDES Permit Regulation, 9 VAC 25-31-10 *et seq.*
16. "Rural Retreat" means the Town of Rural Retreat, a political subdivision of the Commonwealth of Virginia. Rural Retreat is a "person" within the meaning of Va. Code § 62.1-44.3.
17. "State Water Control Law" means Chapter 3.1 (§ 62.1-44.2 *et seq.*) of Title 62.1 of the Va. Code.
18. "State waters" means all water, on the surface and under the ground, wholly or partially within or bordering the Commonwealth or within its jurisdiction, including wetlands. Va. Code § 62.1-44.3.
19. "SWRO" means the Southwest Regional Office of DEQ, located in Abingdon, Virginia.
20. "Va. Code" means the Code of Virginia (1950), as amended.
21. "VAC" means the Virginia Administrative Code.
22. "VPDES" means Virginia Pollutant Discharge Elimination System.
23. "Warning Letter" or "WL" means a type of Notice of Alleged Violation under Va. Code § 62.1-44.15.

#### **SECTION C: Findings of Fact and Conclusions of Law**

1. Rural Retreat owns and operates the Plant. The Permit allows Rural Retreat to discharge treated sewage and other municipal wastes from the Plant, to an unnamed tributary of South Fork Reed Creek, in strict compliance with the terms and conditions of the Permit.

2. The South Fork Reed Creek tributary is located in the New River Basin, Section 2, Class IV, Special Standard: v. While the South Fork Reed Creek tributary is unassessed and not listed as impaired in DEQ's 305(b) report, it is included in the *Bacteria TMDL Development for Mill Creek, Cove Creek, Miller Creek, Stony Fork, Tate Run, South Fork Reed Creek and Reed Creek in Wythe County, Virginia*, approved by the EPA on October 1, 2012 and approved by the SWCB on March 25, 2013.
3. In submitting its DMRs, as required by the Permit, Rural Retreat has indicated that it exceeded the discharge limitations contained in Part I.A.1 of the Permit, as described in the table below:

Parameter	Observations - DMR Monitoring Period and Relevant Reported Monitoring Results				Legal Req.*
	September 2020	October 2020	February 2021	March 2021	
120 E. Coli average concentration (N/CML)	153*				126
353 ammonia average concentration (mg/L)		7.81*			3.4
353 ammonia maximum concentration (mg/L)		7.81*			4.6
003 BOD <sub>5</sub> maximum concentration (mg/L)				53.9	45
003 BOD <sub>5</sub> maximum loading (kg/D)			66.6		43
004 TSS maximum loading (kg/D)			93.4		43

\* On December 9, 2020, SWRO issued WL No. W2020-12-S-1020 regarding this data.

The Permit, at Part I, Section A, sets forth the final effluent parameter permit limits.

Va. Code § 62.1-44.5 states, in part: "Except in compliance with a certificate or permit issued by the Board..., it shall be unlawful for any person to... [d]ischarge into state waters sewage, industrial wastes, other wastes, or any noxious or deleterious substances...."

The Regulation, at 9 VAC 25-31-50, also states that except in compliance with a VPDES permit, or another permit issued by the Board, it is unlawful to discharge into state waters sewage, industrial wastes or other wastes.

4. On May 28, 2020, Rural Retreat notified SWRO of a sanitary sewer overflow that occurred on Milk Plant Road. The overflow, reportedly due to excessive rainfall, started at approximately 2:00 AM on May 28, 2020 and stopped at approximately 10:00 AM on May 29, 2020. The Town indicated that a portion of the overflow entered an unnamed tributary of Reed Creek. On June 8, 2020, SWRO notified Rural Retreat that the written report had not been received for the May 28-29, 2020 overflow within five days of



discovery of the discharge, as required by the Permit. Also on June 8, 2020, the Town submitted the written report of the overflow to SWRO.

5. On November 13, 2020, Rural Retreat notified SWRO of a sanitary sewer overflow that occurred on Milk Plant Road. The overflow, reportedly due to four inches of rainfall, started at approximately 6:00 PM on November 12, 2020 and stopped at approximately 2:00 PM on November 13, 2020. The Town indicated that a portion of the overflow entered an unnamed tributary of Reed Creek. On November 18, 2020, the Town properly submitted a written report of the November 12-13, 2020 overflow to SWRO, within the required five day timeframe.
6. On December 9, 2020, SWRO issued WL No. W2020-12-S-1020 to the Town, citing the violations of permitted effluent limits, described in paragraph C(3), the May 28-29, 2020 and November 12-13, 2020 sanitary sewer overflows into an unnamed tributary to Reed Creek, and failure to submit a written report of the May 28-29, 2020 overflow within five days of discovery.

The Permit, at Part II, Section Q, states, in part: "The permittee shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the permittee to achieve compliance with the conditions of this permit."

The Permit, at Part II, Section G, states, in part: "Any permittee who discharges or causes or allows a discharge of sewage, industrial waste, other wastes or any noxious or deleterious substance into or upon state waters in violation of Part II.F.; or who discharges or causes or allows a discharge that may reasonably be expected to enter state waters in violation of Part II.F., shall notify the Department of the discharge immediately upon discovery of the discharge, but in no case later than 24 hours after said discovery. A written report of the unauthorized discharge shall be submitted to the Department, within five days of discovery of the discharge"

Va. Code § 62.1-44.5 states, in part: "Except in compliance with a certificate or permit issued by the Board..., it shall be unlawful for any person to... [d]ischarge into state waters sewage, industrial wastes, other wastes, or any noxious or deleterious substances...."

The Regulation, at 9 VAC 25-31-50, also states that except in compliance with a VPDES permit, or another permit issued by the Board, it is unlawful to discharge into state waters sewage, industrial wastes or other wastes.

7. The Facility has an average design flow capacity of 0.25 million gallons per day. The Town reported average monthly flows exceeding ninety-five percent of the design flow capacity for thirteen months during a twenty-four month period, to include a four consecutive month period from January through April 2019 and a five consecutive month period from February through June 2020. On August 20, 2020, Rural Retreat submitted a plan of action, which indicated that the Town's engineer had completed studies of the

collection system and that the Town was working with the DEQ Office of Clean Water Financing and Assistance Program to obtain funding for a \$1.4 million collection system upgrade project intended to minimize inflow and infiltration. The collection system studies, completed in July 2019, were utilized to develop the final Preliminary Engineering Report for the Phase 1 Wastewater Improvements Project (Phase 1), which was submitted to DEQ on April 13, 2020 and approved on January 29, 2021. Phase 1 is the first of a multi-phase capital improvements plan to address deteriorating sewer lines owned and maintained by the Town and focuses on the most problematic areas, to include Milk Plant Road, East Railroad Avenue, Buck Avenue, Valley View Avenue, and a section adjacent to Rural Retreat High School. Phase 1 includes replacement of 6,180 linear feet of sewer line, five manholes, twenty-five vertical feet of manhole cementitious relining, five watertight manhole frames and covers, and eight cleanouts.

The Permit, at Part I, Section B.1, states that a written notice and a plan of action for ensuring continued compliance with the terms of this permit shall be submitted to DEQ when the monthly average flow influent to the sewage treatment plant reaches 95 percent of the design capacity authorized in this permit for each month of any three consecutive month period.

The Permit, at Part II, Section Q, states, in part: "The permittee shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the permittee to achieve compliance with the conditions of this permit."

8. On January 11, 2021, Rural Retreat notified SWRO via telephone that it had discovered that monitoring of the Facility's effluent was being conducted at the frequency specified by the expired Permit, which was effective from October 6, 2013 through November 30, 2018, rather than at the frequency specified by the currently effective Permit, which was reissued on December 1, 2018 and which expires on November 30, 2023. The expired Permit required once per week monitoring for BOD<sub>5</sub> and total suspended solids and once per month monitoring for ammonia. The currently effective Permit increased the monitoring frequency for BOD<sub>5</sub>, total suspended solids, and ammonia to three days per week. Therefore, during the time period of December 1, 2018 to January 2021, monitoring for BOD<sub>5</sub>, total suspended solids, and ammonia was conducted at a frequency of less than that required by the currently effective Permit.

The Permit, at Part I, Section A, states that the permittee shall monitor Facility effluent for BOD<sub>5</sub>, total suspended solids, and ammonia at a frequency of three days per week.

Va. Code § 62.1-44.5 states, in part: "Except in compliance with a certificate or permit issued by the Board..., it shall be unlawful for any person to... [d]ischarge into state waters sewage, industrial wastes, other wastes, or any noxious or deleterious substances...."

The Regulation, at 9 VAC 25-31-50, also states that except in compliance with a VPDES permit, or another permit issued by the Board, it is unlawful to discharge into state waters sewage, industrial wastes or other wastes.

9. On February 2, 2021, SWRO issued NOV No. W2021-02-S-0001 to the Town, citing: the September and October 2020 violations of permitted effluent limits, as described in paragraph C(3); the May 28-29, 2020 and November 12-13, 2020 sanitary sewer overflows, as described in paragraphs C(4) and C(5); failure to submit a written report of the May 28-29, 2020 overflow within five days of discovery, as described in paragraph C(4); the January through April 2019 and February through June 2020 exceedances of ninety-five percent design flow capacity for a three consecutive month period, as described in paragraph C(7); and failure to conduct effluent monitoring at the frequency specified by the Permit, as described in paragraph C(8). While not cited in a WL or NOV, the February and March 2021 violations of permitted effluent limits, described in paragraph C(3), are covered by this Order.
10. On February 16, 2021, Rural Retreat provided an initial response to the February 2, 2021 NOV via telephone and requested a conference call with DEQ to discuss the NOV. The conference call between the Town and DEQ was held on March 8, 2021. During the conference call, DEQ requested that the Town submit a written response to the NOV, to include details regarding efforts underway to upgrade the WWTP collection system.
11. On February 18, 2021, Rural Retreat notified SWRO that a sanitary sewer overflow was occurring on Milk Plant Road. The overflow, which ultimately discharged into an unnamed tributary to Reed Creek, reportedly started at approximately 10:00 AM on February 18, 2021 and stopped at approximately 10:30 AM on February 19, 2021. (44,100 gal) On March 1, 2021, the Town notified SWRO that a sanitary sewer overflow was occurring on Milk Plant Road. The overflow, which ultimately discharged into an unnamed tributary to Reed Creek, reportedly started at approximately 6:00 AM on March 1, 2021 and stopped at approximately 6:00 PM on March 2, 2021. (54,000 gal) The Town properly reported both overflows to DEQ, in accordance with the requirements of the Permit. While not cited in a WL or NOV, the February 18, 2021 and March 1, 2021 overflows are covered by this Order.

The Permit, at Part II, Section Q, states, in part: "The permittee shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the permittee to achieve compliance with the conditions of this permit."

Va. Code § 62.1-44.5 states, in part: "Except in compliance with a certificate or permit issued by the Board..., it shall be unlawful for any person to... [d]ischarge into state waters sewage, industrial wastes, other wastes, or any noxious or deleterious substances...."

The Regulation, at 9 VAC 25-31-50, also states that except in compliance with a VPDES permit, or another permit issued by the Board, it is unlawful to discharge into state waters sewage, industrial wastes or other wastes.

12. On March 11, 2021, Rural Retreat provided a written response to the February 2, 2021 NOV. The response explained that, due to an oversight on the part of the Town, the changes in monitoring frequency specified by the currently effective Permit had gone unnoticed. Rural Retreat advised that the oversight was accidental, with no willful intent to violate the terms of the Permit, and that the Town had immediately self-reported the issue to DEQ upon discovery. The Town also stated that, upon discovery of the issue, it began conducting monitoring at the frequency specified by the currently effective Permit. The Town pointed out that, during the past five years, it had 1) diligently reported all overflows; 2) replaced nearly 2,000 linear feet of collection system line and numerous manholes in the Milk Plant Road area in order to reduce inflow and infiltration issues; 3) obtained the services of a contractor to rehabilitate fifty manholes in its southern sewer shed to reduce inflow and infiltration issues; 4) initiated a \$1.4 million sewer rehabilitation project within the Town's most problematic sewer shed, with the Town providing \$850,000 of its own capital reserve funds to offset loan costs and minimize increases in connection costs and service fees over the next five years; 5) advertised a project for bids that will include 2,100 linear feet of sewer line and five manholes to replace deteriorated clay pipe adjacent to the WWTP; and 6) conducted an extensive CCTV survey of the collection system to identify the most problematic areas. Rural Retreat requested DEQ's consideration of this information during development of this Order and asked that DEQ waive any associated civil charges.
13. Va. Code § 62.1-44.15(5a) states that a VPDES permit is a "certificate" under the statute.
14. The Department has issued no permits or certificates to Rural Retreat other than VPDES Permit No. VA0021326.
15. The unnamed tributary to South Fork Reed Creek is a surface water located wholly within the Commonwealth and is a "state water" under State Water Control Law.
16. Based on the September 2020, October 2020, February 2021, and March 2021 DMRs submitted to SWRO by the Town; the May 28, 2020, November 13, 2020, February 18, 2021, and March 1, 2021 notifications of unauthorized discharges submitted to SWRO by the Town; the overdue written notification of unauthorized discharge submitted to DEQ by the Town on June 8, 2020; the January through April 2019 and February through June 2020 exceedances of ninety-five percent of design flow for a three consecutive month period; the January 11, 2021 notification of the December 1, 2018 through January 2021 improper monitoring frequency submitted to DEQ by the Town; and the March 11, 2021 correspondence to DEQ from the Town, the Board concludes that Rural Retreat has violated the Permit, Va. Code § 62.1-44.5, and the Regulation 9 VAC 25-31-50, by discharging treated and untreated sewage and municipal wastes from the Plant and associated collection system while concurrently failing to comply with the conditions of the Permit, as described in paragraphs C(3) through C(12), above.

17. Rural Retreat has submitted a plan of action to address the violations described in paragraph C(7), above. In addition, the Town began conducting effluent monitoring at the frequency specified in the currently effective Permit immediately upon discovering that monitoring had not been conducted at the proper frequency, addressing the violations described in paragraph C(8), above.
18. In order for Rural Retreat to complete its return to compliance, DEQ staff and representatives of Rural Retreat have agreed to the Schedule of Compliance, which is incorporated as Appendix A of this Order.

#### **SECTION D: Agreement and Order**

Accordingly, by virtue of the authority granted it in Va. Code §§ 62.1-44.15, the Board orders the Town of Rural Retreat, and the Town of Rural Retreat agrees to:

1. Perform the actions described in Appendix A of this Order; and
2. Pay a civil charge of \$8,845.00 within 30 days of the effective date of the Order in settlement of the violations cited in this Order.

Payment shall be made by check, certified check, money order or cashier's check payable to the "Treasurer of Virginia," and delivered to:

Receipts Control  
Department of Environmental Quality  
Post Office Box 1104  
Richmond, Virginia 23218

Rural Retreat shall include its Federal Employer Identification Number (FEIN) with the civil charge payment and shall indicate that the payment is being made in accordance with the requirements of this Order for deposit into the Virginia Environmental Emergency Response Fund (VEERF). If the Department has to refer collection of moneys due under this Order to the Department of Law, Rural Retreat shall be liable for attorneys' fees of 30% of the amount outstanding.

#### **SECTION E: Administrative Provisions**

1. The Board may modify, rewrite, or amend this Order with the consent of Rural Retreat for good cause shown by Rural Retreat, or on its own motion pursuant to the Administrative Process Act, Va. Code § 2.2-4000 *et seq.*, after notice and opportunity to be heard.
2. This Order addresses and resolves only those violations specifically identified in Section C of this Order and in WL No. W2020-12-S-1020, dated December 9, 2020 and NOV No. W2021-02-S-0001, dated February 2, 2021. This Order shall not preclude the Board

- or the Director from taking any action authorized by law, including but not limited to:  
(1) taking any action authorized by law regarding any additional, subsequent, or subsequently discovered violations; (2) seeking subsequent remediation of the facility; or  
(3) taking subsequent action to enforce the Order.
3. For purposes of this Order and subsequent actions with respect to this Order only, Rural Retreat admits the jurisdictional allegations, findings of fact, and conclusions of law contained herein.
  4. Rural Retreat consents to venue in the Circuit Court of the City of Richmond for any civil action taken to enforce the terms of this Order.
  5. Rural Retreat declares it has received fair and due process under the Administrative Process Act and the State Water Control Law and it waives the right to any hearing or other administrative proceeding authorized or required by law or regulation, and to any judicial review of any issue of fact or law contained herein. Nothing herein shall be construed as a waiver of the right to any administrative proceeding for, or to judicial review of, any action taken by the Board to modify, rewrite, amend, or enforce this Order.
  6. Failure by Rural Retreat to comply with any of the terms of this Order shall constitute a violation of an order of the Board. Nothing herein shall waive the initiation of appropriate enforcement actions or the issuance of additional orders as appropriate by the Board or the Director as a result of such violations. Nothing herein shall affect appropriate enforcement actions by any other federal, state, or local regulatory authority.
  7. If any provision of this Order is found to be unenforceable for any reason, the remainder of the Order shall remain in full force and effect.
  8. Rural Retreat shall be responsible for failure to comply with any of the terms and conditions of this Order unless compliance is made impossible by earthquake, flood, other acts of God, war, strike, or such other unforeseeable circumstances beyond its control and not due to a lack of good faith or diligence on its part. Rural Retreat shall demonstrate that such circumstances were beyond its control and not due to a lack of good faith or diligence on its part. Rural Retreat shall notify the DEQ Regional Director verbally within 24 hours and in writing within three business days when circumstances are anticipated to occur, are occurring, or have occurred that may delay compliance or cause noncompliance with any requirement of the Order. Such notice shall set forth:
    - a. the reasons for the delay or noncompliance;
    - b. the projected duration of any such delay or noncompliance;
    - c. the measures taken and to be taken to prevent or minimize such delay or noncompliance; and



- d. the timetable by which such measures will be implemented and the date full compliance will be achieved.

Failure to so notify the Regional Director verbally within 24 hours and in writing within three business days, of learning of any condition above, which the parties intend to assert will result in the impossibility of compliance, shall constitute a waiver of any claim to inability to comply with a requirement of this Order.

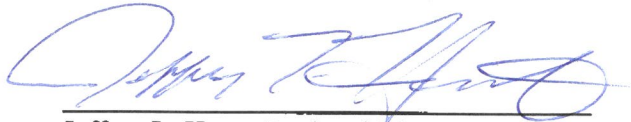
9. This Order is binding on the parties hereto and any successors in interest, designees and assigns, jointly and severally.
10. This Order shall become effective upon execution by both the Director or his designee and Rural Retreat. Nevertheless, Rural Retreat agrees to be bound by any compliance date which precedes the effective date of this Order.
11. This Order shall continue in effect until:
  - a. The Director or his designee terminates the Order after Rural Retreat has completed all of the requirements of the Order;
  - b. Rural Retreat petitions the Director or his designee to terminate the Order after it has completed all of the requirements of the Order and the Director or his designee approves the termination of the Order; or
  - c. the Director or Board terminates the Order in his or its sole discretion upon 30 days' written notice to Rural Retreat.

Termination of this Order, or any obligation imposed in this Order, shall not operate to relieve Rural Retreat from its obligation to comply with any statute, regulation, permit condition, other order, certificate, certification, standard, or requirement otherwise applicable.

12. Any plans, reports, schedules or specifications attached hereto or submitted by Rural Retreat and approved by the Department pursuant to this Order are incorporated into this Order. Any non-compliance with such approved documents shall be considered a violation of this Order.
13. The undersigned representative of Rural Retreat certifies that he or she is a responsible official authorized to enter into the terms and conditions of this Order and to execute and legally bind Rural Retreat to this document. Any documents to be submitted pursuant to this Order shall also be submitted by a responsible official of Rural Retreat.
14. This Order constitutes the entire agreement and understanding of the parties concerning settlement of the violations identified in Section C of this Order, and there are no representations, warranties, covenants, terms or conditions agreed upon between the parties other than those expressed in this Order.

15. By its signature below, Rural Retreat voluntarily agrees to the issuance of this Order.

And it is so ORDERED this 24<sup>th</sup> day of August, 2021.



Jeffrey L. Hurst, Regional Director  
Department of Environmental Quality

The Town of Rural Retreat voluntarily agrees to the issuance of this Order.

Date: 5-17-21 By: M. [Signature], Town Manager  
(Person) (Title)  
Town of Rural Retreat

Commonwealth of Virginia  
City/County of Wythe

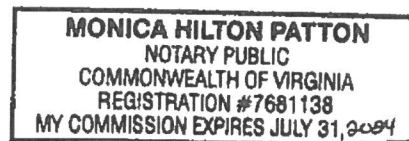
The foregoing document was signed and acknowledged before me this 17 day of  
May, 2021, by M. Jason Childers who is  
Town Manager of the Town of Rural Retreat, on behalf of the Town.

Monica Hilton Patton  
Notary Public

7681138  
Registration No.

My commission expires: July 31, 2024

Notary seal:



## **APPENDIX A SCHEDULE OF COMPLIANCE**

In order to comply with the provisions of the State Water Control Law, the Regulation and the Permit, the Town of Rural Retreat agrees to:

1. Issue notice to proceed for construction of the Phase 1 Wastewater Improvements Project.....by no later than November 1, 2021.
2. Achieve final completion for construction of the Phase 1 Wastewater Improvements Project.....by no later than September 30, 2022.
3. Submit quarterly progress reports regarding the status of the project, with the first report due 90 days after the effective date of this Order and subsequent reports due quarterly for the duration of this Order.

Unless otherwise specified in this Order, the Town of Rural Retreat shall submit all requirements of Appendix A of this Order to:

Ruby Scott  
Compliance Auditor  
VA DEQ – Southwest Regional Office  
355-A Deadmore Street  
Abingdon, Virginia 24210  
Phone: (276) 676-4882  
Fax: (276) 6764899  
[ruby.scott@deq.virginia.gov](mailto:ruby.scott@deq.virginia.gov)